


Rec'd PCT/PTO 13 JAN 1997

#2

FORM PTO-1390 (REV. 5-93)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER ST94051-US
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known. See 37 C.F.R. 1.5) 765026
INTERNATIONAL APPLICATION NO. PCT/FR95/00854	INTERNATIONAL FILING DATE 27 June 1995	PRIORITY DATE CLAIMED 29 June 1994	
TITLE OF INVENTION ADENOVIRUS INCLUDING A GENE CODING FOR A SUPEROXIDE DISMUTASE			
APPLICANT(S) FOR DO/EO/US Jacques MALLET, Frédéric REVAH, Michel PERRICAUDET & Martine BARKATS			
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li><input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</li> <li><input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li><input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li><input checked="" type="checkbox"/> has been transmitted by the International Bureau.</li> <li><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</li> </ol> </li> <li><input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</li> <li><input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li><input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li> <li><input type="checkbox"/> have been transmitted by the International Bureau.</li> <li><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li><input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)), and Power of Attorney.</li> <li><input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p>Items 11. to 16. below concern other document(s) or information included:</p> <ol style="list-style-type: none"> <li><input type="checkbox"/> An information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li><input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li><input checked="" type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li><input type="checkbox"/> Other items or information:</li> </ol>			
CERTIFICATION UNDER 37 CFR 1.10			
GB840710827 US		13 January 1997	
"Express Mail" Mailing Number		Date of Deposit	
<p>I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231, Attn. EO/US</p>			
Paula L. Dickey		Paula L. Dickey	
(Type or print name of person mailing paper)		(Signature of person mailing paper)	

U.S. APPLICATION NO. (If Known, see C.F.R. 1.5)		INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER		
		PCT/FR95/00854	ST94051-US		
17. [X] The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO.....\$ 910.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) .....\$ 700.00  No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)).....\$ 770.00  Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$1040.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$ 96.00 <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>			CALCULATIONS	PTO use only	
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [X] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).			\$ 130.00		
Claims	Number Filed	Number Extra	Rate		
Total Claims	32-20 =	12	X \$ 22.00	\$ 264.00	
Independent Claims	- 3 =	0	X \$ 78.00	\$	
Multiple dependent claim(s) (if applicable)		+ \$250.00	\$		
<b>TOTAL OF ABOVE CALCULATIONS =</b>			\$ 394.00		
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).			\$		
<b>SUBTOTAL =</b>			\$ 394.00		
Processing fee of \$130.00 for furnishing the English translation later the [ ] 20 [X] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).			+ \$ 130.00		
<b>TOTAL NATIONAL FEE =</b>			\$ 524.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +			\$ 40.00		
<b>TOTAL FEES ENCLOSED =</b>			\$ 564.00		
			Amount to be:		
			refunded	\$	
			charged	\$	
a. [ ] A check in the amount of \$ _____ to cover the above fee is enclosed.					
b. [X] Please charge my Deposit Account No. <u>18-1982</u> in the amount of <u>\$564.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>18-1982</u> . A duplicate copy of this sheet is enclosed.					
<b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Martin F. Savitzky, Esquire Rhone-Poulenc Rorer Inc. Legal-Patents, #3C43 P.O. Box 5093 Collegeville, PA 19426-0997 Telephone: (610) 454-3816 Facsimile: (610) 454-3808			Signature  Name Martin F. Savitzky 29,699 Registration Number Date January 13, 1997		

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ADENOVIRUS INCLUDING A GENE CODING FOR A SUPEROXIDE DISMUTASE

U.S. National Stage of PCT/FR95/00854

**English Translation of the International Application**  
(30 pages text; 1 sheet drawings)

Atty. Docket No. ST94051-US

CERTIFICATE OF MAILING (37 CFR § 1.10)

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"Express Mail" Mailing Number

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Paula L. Dickey  
(Type or print name of person mailing paper)

Paula L. Dickey  
(Signature of person mailing paper)